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10 Attorneys for Defendants
11 Lee's General Toys, Inc., and
12 John Lee

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14 UNITED STATES DISTRICT COURT

15 FOR THE SOUTHERN DISTRICT OF CALIFORNIA

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17 GEORGIA-PACIFIC CONSUMER)
18 PRODUCTS LP, a Delaware limited)
19 partnership,)

CASE NO. O7 CV 2391
(JAH POR)

20 Plaintiff,)
21 vs.)
22 LEE'S GENERAL TOYS, INC., a California)
23 corporation, JOHN LEE, an individual; and)
24 DOES 1-10,)
25 Defendants.)

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DEFENDANTS OBJECTIONS
TO DECLARATION OF RANDALL
PISSOT FILED IN SUPPORT
OF PLAINTIFF GEORGIA-
PACIFIC'S REPLY TO OPPOSITION
TO SUPPLEMENTAL BRIEF IN
SUPPORT OF MOTION FOR
PRELIMINARY INJUNCTION

Defendants Lee's General Toys, Inc. and John Lee respectfully object to the Declaration
of Randall J. Pissot Filed in Support of Plaintiff Georgia-Pacific's Reply to Opposition to
Supplemental Brief in Support of Motion for Preliminary Injunction:

1 Defendants object to paragraphs 2 and 3 of the declaration on the grounds that each
2 lacks foundation and is irrelevant since there is no showing of how long the Angel Soft
3 items were on the shelf and when they were placed there. Since it is Defendants
4 position that they have had a California trademark since 2003 and that they were
5 selling in the Latino market and that it is Plaintiff who is trying to now jump into that
6 market, the declaration should be disregarded on the grounds that it is overbroad and
7 lacks foundation. The lawsuit was filed in December 2007 and the request for TRO
8 and injunction were filed at the same time and there is no statement from Mr. Pissot
9 that these or similar items were in the store (Latino's Market) at the time Plaintiff tried
10 to displace Angelite with its lawsuit. In fact, the company has slept on its rights since
11 2003 and is now trying to push a legitimate trademark holder like Defendant out of its
12 own market.

14 Dated: March 13, 2008

KAZANJIAN & MARTINETTI
RONALD MARTINETTI, ESQ.

15 By Ronald Martinetti
16 Ronald Martinetti
17 Attorneys for Defendants

LAW OFFICES
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GLENDALE, CALIFORNIA 91206

1 PROOF OF SERVICE BY MAIL - (1013a, 2015.5 C.C.P.)
 2 STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

3 I am employed in the county of Los Angeles, State of California. I am over the age of
 4 eighteen years and not a party to the within above-entitled action; my business address is 520 E.
 Wilson Ave., Suite 250, Glendale, California 91206.

5 On March 13, 2008 I served the foregoing **DEFENDANTS OBJECTIONS TO
 6 DECLARATION OF RANDALL PISSOT FILED IN SUPPORT OF PLAINTIFF GEORGIA
 7 PACIFIC'S REPLY TO OPPOSITION TO SUPPLEMENTAL BRIEF IN SUPPORT OF
 MOTION FOR PRELIMINARY INJUNCTION** on all the interested parties in this action as
 follows:

8 Stephen P. Swinton, Esq.
 9 Adam A. Welland, Esq.
 Latham & Watkins LLP
 10 12636 High Bluff Drive, Suite 400
 San Diego, CA 92130-2071
 11 Fax No.: (858) 523-5450

12 X a true copy an original

13 BY PERSONAL DELIVERY/VIA MESSENGER;

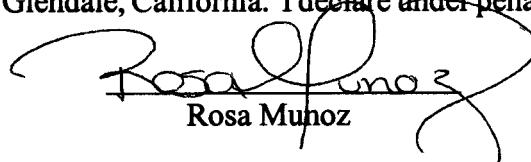
14 X **BY ELECTRONIC FILING:** I am familiar with the United States District Court, Southern
 15 District of California's practice for collecting and processing electronic filings. Under that practice,
 documents are electronically filed with the court. The court's CM/ECF system will generate a
 16 Notice of Electronic Filing (NEF) to the filing party, the assigned judge, and any registered users in
 the case. The NEF will constitute service of the document. Registration as a CM/ECF user
 17 constitutes consent to electronic service through the court's transmission facilities. Under said
 practice the above mentioned parties were served.

18 **PREPAID POSTAGE:** I deposited such an envelope in the mail at Glendale, California. The
 envelope was mailed with postage thereon fully prepaid.

19 **U. S. MAIL:** I am "readily familiar" with our firm's practice of collection and processing
 20 correspondence for mailing. It is deposited with the U.S. Postal Service on that same day on the
 ordinary course of business. I am aware that on motion of any party served, service is presumed
 21 invalid if postal cancellation date or postage meter date is more than one day after the date of deposit
 for mailing affidavit.

22 X **BY FACSIMILE:** On the interested parties in this action pursuant to C.R.C. RULE 2009
 23 (b). The telephone number of the facsimile machine I used was (818) 241-2193. This facsimile
 machine complies with Rule 2003 (2) of the California Rules of Court. The transmission was
 24 reported as complete and without error. The facsimile machine printed out a record indicating that
 the transmission was successfully completed.

25 Executed on March 13, 2008, Glendale, California. I declare under penalty and perjury, that
 26 the foregoing is true and correct.



Rosa Munoz